

REMARKS

Reconsideration of the application is requested.

No new matter or new issue has been presented by incorporating the limitations of claim 12 into claim 11, and therefore entry of the amendment after final is requested.

Claims 11 and 13-23 are now in the application. Claims 11 and 13-23 are subject to examination. Claim 11 has been amended. Claim 12 has been canceled to facilitate prosecution of the instant application.

In response to the Appeal Brief filed on October 30, 2007, the Examiner indicated that he concurs with applicants' position. The Examiner has reopened prosecution and has entered a new ground of rejection.

Applicants appreciatively acknowledge the Examiner's statement on page 4 of the Office action that claim 12 "would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims."

Claim 11 has been amended to include all of the limitations of claim 12.

Claim 23 has been allowed.

Under the heading "Claim Rejections – 35 USC § 103" on page 2 of the above-identified Office Action, claims 11 and 13-22 have been rejected as being obvious over U. S. Patent Application 2003/0001448 A1 to Kaeufl et al. in view of U. S. Patent No. 6,232,684 to Haag.

As discussed above, claim 11 has been amended to include the limitations of claim 12. The prior art does not teach or suggest using a common mode ferrite as an attenuation element connected in the supply line of the direct current motor

It is accordingly believed to be clear that none of the references, whether taken alone or in any combination, either show or suggest the features of claim 11. Claim 11 is, therefore, believed to be patentable over the art. The dependent claims are believed to be patentable as well because they all are ultimately dependent on claim 11.

In view of the foregoing, reconsideration and allowance of claims 11 and 13-22 are solicited.

In the event the Examiner should still find any of the claims to be unpatentable, counsel would appreciate receiving a telephone call so that, if possible, patentable language can be worked out.

Appl. No. 10/564,028
Amdt. Dated January 24, 2008
Reply to Office Action of December 31, 2007

Please charge any fees that might be due with respect to Sections 1.16 and 1.17 to the Deposit Account of Lerner Greenberg Stemer LLP, No. 12-1099.

Respectfully submitted,

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January 24, 2008

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